

December 20, 2013

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Via Email

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Philip Fraissinet
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Houston, Texas 77027
Via Email

Re: *Texas Taxpayer & Student Fairness Coalition, et al., v. Michael Williams, et al.,*
Cause No. D-1-GN-11-003130 [Consolidated Case]

Calhoun County Independent School District, et al., v. Michael Williams, et al.,
Cause No. D-1-GV-11-001917;

Edgewood Independent School District, et al., v. Michael Williams, et al.,
Cause No. D-1-GV-11-001972; and

Fort Bend Independent School District, et al., v. Michael Williams, et al.,
Cause No. D-1-GV-11-002028

Dear Counsel:

This letter is sent pursuant to Rule 11 of the Texas Rules of Civil Procedure. The parties have agreed that demonstrative exhibits (including PowerPoint presentations to assist with a witness's

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testimony) are not subject to the January 6, 2014 deadline for disclosure of exhibits as set forth in the Court's Amended Scheduling Order signed on November 5, 2013 (the "Amended Scheduling Order"). Demonstrative exhibits that will be used during the direct examination of a witness must be disclosed to all other parties by 8:00 p.m. the night before the witness testifies. Demonstrative exhibits that will be used on cross examination of a witness do not need to be disclosed in advance of the cross examination. If a demonstrative is offered into evidence and it contains information derived from a document, the document must have been disclosed as an exhibit according to the January 6, 2014 deadline set out in the Amended Scheduling Order. Nothing in this letter is intended to alter any of the requirements of the Texas Rules of Evidence or any applicable rule or order related to the disclosure of expert testimony.

If the foregoing accurately reflects the parties' agreement, please sign where indicated and return the signature pages to me.

Sincerely,

/s/ Mark Trachtenberg

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AGREED:

/s/ Shelley N. Dahlberg *

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/s/ Richard Gray IV *

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* Signed with permission by Michelle C. Jacobs